

HAYDEN'S THE ENTIRE \$48,000 CLOTHING STOCK OF A. B. HAYDEN'S KIRKENBAUM & CO., PHILA., AT 35c ON THE DOLLAR. HAYDEN'S

Compelled to move into larger quarters this well known firm had to close out their entire remaining winter stock of men's, boys' and children's trousers, suits, overcoats and ulsters. They were anxious to have their make brought more extensively before the people of Omaha and vicinity and on that account accepted our spot cash offer amounting to about 35c ON THE DOLLAR OF WHOLESALE COST. This firm is known from Maine to California as the makers of most stylish, perfect fitting, reliable clothing in the very best fabrics and we guarantee every garment sold. Our main clothing department is already packed with our immense stocks.

The entire main floor bargain room will be devoted to the wonderful sale of this tremendous purchase.

Remember the Kirkenbaum clothing is ONE OF THE BEST MAKES IN AMERICA. The details of sewing, trimming, lining, staying, etc., are given the closest attention, and in addition to being the handsomest in outward appearance, the perfect tailoring of these garments insures their correct hang and keeps their shape through several seasons' wear. The only reason for these sensationally low prices is our fortunate purchase at about one-third value to close out Kirkenbaum & Co's entire stock; save them the cost of moving, and advertising, and introducing their make extensively throughout the west.

Remember not a dollar's worth of these goods can be bought outside of Hayden Bros.

The sale will begin Thursday morning, Nov. 7th and last until Saturday night and will occupy the entire main floor bargain room.

Extra experienced salesmen to wait on all. Every garment as carefully fitted as if you paid three times the price. The greatest variety of styles, patterns and fabrics to select from. Come in and examine these wonderful values. A FEW SAMPLE ITEMS FROM THE HUNDREDS OF BARGAINS TO BE HAD IN THIS SALE.

 <p>Men's All Wool Black Clay Worsted Sack Suits —Satin piping, elegantly tailored— —sale price only— \$5</p>	 <p>Men's Suits, \$5.00—No better values have been offered at \$12.00. They are made of all wool worsted & chevots, and perfect in every detail of workmanship—during this great sale only \$5.00</p>	 <p>Men's Suits \$9.75—Made of finest Hecumam worsted—These suits in quality and workmanship are equal in every way to the usual \$20 suits—style and material that are new and desirable—for this sale only— 9.75</p>	 <p>Men's Overcoats \$2.75—made of blue and black Washington kersey, all sizes, 35 to 44, good \$7.50 value. For this extraordinary sale only \$2.75</p>	 <p>Men's Storm Ulsters \$3.75—made of extra heavy weight all wool frieze. In every way worth \$8.50. Our price for this sale only \$3.75</p>	 <p>Men's Suits at \$7.50—of high grade homespuns and worsteds in all the new mixtures and colorings, with the new broad shoulder effect, easily worth \$15.00. During this extraordinary sale only \$7.50</p>	 <p>Young Men's Suits \$1.95 and \$3.75 —In large assortment of styles, cut made and trimmed in best possible manner, are equal in every way to \$5.00 to \$7.50 suits. For this sale only \$1.95 and \$3.75</p>
 <p>Men's Stout and Slim Suits at \$5.00 \$7.50 and \$10.00—Made of all wool tweeds, cassimeres and worsteds, sizes 36 to 46, suits that are made to sell for \$10 to \$25—in this sale for only— \$5.00 \$7.50 \$10.00</p>	 <p>Boys' Double-Breasted Knee Pants Suits at 95c and \$1.95—Suits that are made to sell for \$2.50 to \$4.50—in this sale only— 95c \$1.95</p>	 <p>Boys' Storm Collar Reefers, sizes 4 to 15—worth from \$1.25 to \$4.50—on sale at only— 50c 95c \$1.95</p>	 <p>Boys' Top Overcoats at \$1.95, \$2.95 and \$3.95—Sizes for boys of 5 to 16 years old—coats that are made to sell for \$5 to \$8—for this sale only— \$1.95 \$2.95 \$3.95</p>	 <p>Boys' 3-Piece Suits—from 8 to 16 years of age—of all wool cassimeres and chevots, for fall and winter wear—during this extraordinary sale only— 1.95</p>	 <p>Men's \$2.50 to \$4.00 Pants—Made of all wool cassimeres, worsted and chevots—well made and perfect fitting, all sizes, 30 to 50 waists, 29 to 36 lengths—sale price— 95c \$1.50</p>	

On sale in bargain room, main floor, Thursday, Friday and Saturday, November 7th, 8th and 9th.

HAYDEN BROS.

Boys' Odd Knee Pants 25c—regular 75c to \$1 pants, all sizes, 3 to 15, at this extraordinary sale for only 25c.

GRAND JURY IS IN SESSION

Inquisitorial Body Begins Its Work Promptly on Time

JOHN GRANT SELECTED FOR FOREMAN

Judge Baker delivers a brief charge, instructing members in their work and the jury retires.

JOHN GRANT, superintendent paving company; WILLIAM J. MOUNT, insurance agent; HENRY EHRENFORT, insurance agent; J. MASON, gardener; HARRY W. DUFFY, painter; HARRY C. DENNY, superintendent telephone company; JOHN J. DAILY, butcher; JOHN J. AUSTIN, railroad clerk; CLAY NEELAND, laborer; ALFRED A. NIXON, grain dealer; JOHN O'NEILL, laborer; FRANK URBAN, policeman; CHARLES W. WILLIAMS, carpenter; G. M. WOOD.

It was only after Sheriff Power had secured the halls of the court house for extra taxmen that the grand jury was finally sworn in by Judge Baker yesterday. Of the twenty-three names on the original list eleven were excused or disqualified and the court ordered the sheriff to go out and get a quartet of good men and true to supply the deficiency. The officer returned shortly with four sheepish looking citizens. They were John Grant, J. N. Drake, W. J. Mount and Henry Ehrenfort. When they were asked if they had any sufficient causes for dismissal to present, Mr. Grant immediately rose.

"Your honor," said he, "you have been pretty good to me in the past and you ought to excuse me this time."

"Why?"

"Because I am busy and would rather not serve."

"That's just the kind of people we want, for we'll get through our business quicker. Your statement is an excuse, but not a good one. You must remain on this grand jury, Mr. Grant, and I make you foreman. Be sworn."

Charge of the Court.

So the jury was complete and the court proceeded to charge the sixteen as follows: "Gentlemen of the Grand Jury: It is required by law that the court shall give you in charge certain portions of the statutes of Nebraska for your guidance during your inquiries. Among other things, the court must charge you, and does charge you, to investigate and report any violations of chapter xxix of the Compiled Statutes of 1901, relative to forgeries."

"Also, it is your duty carefully to read and investigate, if there has been any violations of chapter xxix of said statutes, entitled 'In Keepers,' and if there have been any violations of said chapter, or any portion of it, you should make proper presentation."

indictment only portions of said chapter xxi, but it is your duty carefully to investigate all species of gambling and all kinds of betting and all kinds of lotteries.

Search the Statutes.

"The reading of each section of the statute I enjoin upon you as a body of men to read carefully, and then if it is within the knowledge of any grand juror, or if by any means you can ascertain proper evidence for investigation, you should do so, and if the evidence will warrant, it is your duty to indict any and all persons that have violated any section or sections of the statutes under this chapter."

"You will observe under section 218 of chapter xxi that not only the person that keeps a room, building, etc., for the purpose of gambling is liable to punishment, but also any person being the owner of any such place, that shall rent the same for such use, or be kept for such gambling, is likewise subject to investigation and punishment by your body."

"Again, I enjoin you and charge you that you should investigate every species of gambling, betting, etc., contained within the said chapter xxi, and such investigation should be thorough and complete. It is not expected of this body that they simply investigate the violations of a few sections of said chapter and that they inquire as to a few persons that have violated the laws of said chapter, but it is your duty, and your duty will not be complete unless you inquire into all violations of said statutes, irrespective of persons."

"I further give you in charge particularly to the obligation of secrecy which your oaths impose. It is the duty of you as a body to honestly and fairly investigate, and it is as much your duty that the doings of the grand jury should be kept absolutely secret."

"It is the duty of the county attorney, or any of his assistants under his direction, to be and appear before your body for the purpose of giving information relative to any matters cognizable by them, and to give you advice upon any legal matter that you may require, and he may interrogate witnesses before you when you may desire, or when he deems it necessary."

"No person shall be permitted, except yourselves, to be in, or remain in, the room with you while you are expressing your views individually or otherwise, or voting upon any matter before you."

"It is necessary that twelve of your number concur in the finding of an indictment, and when twelve shall so concur, the foreman of your body shall endorse on such indictment the words, 'A True Bill,' and subscribe his name thereto as foreman."

"Should you in your inquiries find any indictments, such indictments shall be presented by your foreman to the court."

Where to Begin.
"The first thing in your deliberations will be to inquire into and true presentation make of such persons who are now held in the county jail to answer to charges preferred against them since last term of court, and this you should do as speedily as possible."

there has been a misappropriation of such funds, or a diversion of the same from the channels in which they belong, such misappropriation or diversion of the public moneys would be a violation of the criminal statute, and you should carefully investigate such and if the evidence would warrant make a presentment by indictment of the same.

Value of Testimony.

"It will be your duty carefully to scrutinize and to dispassionately weigh the testimony of all evidence that comes before you. It is not proper for you to consider hearsay testimony in passing upon whether or not a bill should be presented. You should present no bill unless the evidence satisfies you beyond a reasonable doubt of the guilt of the person whom you are investigating. It is proper, however, for you to receive hearsay testimony for the purpose of assisting you in finding the whereabouts of witnesses that are possessed of actual knowledge."

"In all your deliberations you must exclude from your minds any bias or prejudice against anyone caused by your personal feelings from any social, financial or political reason."

"There are rumors (well defined rumors) of violation of law by the police force, and others in the city of Omaha and South Omaha. I trust that this inquiry will investigate this matter to your full and thorough satisfaction and make such returns as the evidence will warrant."

"I have only called your attention to some matters outside of that required by statute for me to do, but I give you in charge to investigate and true presentation make of all violations of law. This will be your duty and I have no doubt your desire."

Assistance in Plenty.
"You will have at your disposal at your outer door a bailiff, who will carry communications from you to anyone you desire, and will notify the court when you desire to appear before it, and will see to the calling of witnesses within the reach of the bailiff and any other matters which you desire that he should do."

"You are informed that the bailiff and the county attorney, or his assistants, are subject to your order and direction, and in case of any violation of their duty, or the neglect on the part of any witness or witnesses to give information desired by you, any and all of such violations you will report at once to the court and he will see that proper relief is granted."

Jury Goes to Work.

After the charge the jury was taken to the room that had been prepared for it in the basement of the court house. Judge Baker instructed the jurors particularly to ask for better quarters if they were not suited. John Norberg, regular bailiff of court room No. 2, was appointed bailiff of the grand jury.

The personnel of the jury comprises eleven men from Omaha, four from South Omaha and one from Florence. Divers excuses were advanced by those who did not want the \$2 a day. That of S. C. Cowles, a farmer, was particularly effective. He had left his three sons all alone on the farm with a housekeeper, and there were two reasons why they could not get along without him. In the first place the housekeeper refused to stay unless Mr. Cowles came back. Then the boys were all under 17 years of age, and could not take in the crop of corn and care for the stock without parental guidance. He was excused.

H. C. Denny was not so fortunate. He told of an army of electrical men scattered over the state, who were under his especial direction. By being taken from the management for so many weeks he feared that he would get out of touch with the work.

very readily," said Judge Baker, "especially if it's a live wire. You had better stay." Others excused were: Theodore Volk, R. C. Walker, John Withnell, G. W. Abbott, William Burrows, T. H. Cole, James H. Conrad, L. J. Finn, D. A. Foote, N. J. Kiefer.

At the conclusion of his charge the court impressed upon the jury the advisability of exercising every haste consistent with thorough work. He also emphasized the observance of absolute secrecy. The hours of work will be from 8:30 till noon and from 2 till 5 each week day and as much extra time as the jury shall agree upon.

Before being charged the jurymen were closely challenged on three points. They must be electors and residents of Douglas county, and they must not be either county officers in any capacity or persons who have been convicted of a felony.

A bottle of Prickly Ash Bitters kept in the house and used occasionally means good health to the whole household.

ENDS IN A BIG SALE

Lincoln Furniture Enterprise
Omaha Business House a Bargain It Seldom Gets

The troubles of the Lincoln Clock & Suit company, which were precipitated a month or more ago by the sensational arrest of the manager, E. J. Roth, charged with embezzlement, have been practically ended by the sale of the entire stock to J. L. Brandeis & Sons of the Boston Store.

The complaint against Mr. Roth was preferred by C. J. Stevens, the proprietor of the stock, who became dissatisfied with the showing made, as he knew the store was enjoying a large and high-class trade, and started an investigation which culminated in Mr. Roth's arrest. The case is still pending in the courts, but Mr. Stevens did not care to continue the business, no matter what the outcome might be, and therefore decided to accept the cash offer made by the big Omaha store.

The stock is large and could only be handled by a concern having the fine facilities of the Brandeis firm. They are to be commended for their enterprise, which has been displayed on so many similar occasions, in getting the best bargains there are in the market for their many patrons. Arrangements are being made to place the big stock on sale at an early date.

The Lincoln Clock & Suit company had the reputation of carrying one of the most elegant stocks in the west and catered only to the very best trade. They showed nothing but up-to-date garments of the best materials and had an entirely new stock.

The Easiest To Regulate—

I bought of you last November one of your Favorite Base Burners No. 515 and used it continually until late in the spring—I burned in that time less than 2½ tons of hard coal—I heated 2, 3 and sometimes 5 rooms—and will say that the Favorite is the easiest stove to regulate and control that I ever saw.

M. O. HEADLEY,
2551 Ames Ave.

We also sell the Favorite Steel Ranges—no better range made—and are agents for the famous Majestic Steel Ranges—Don't buy a stove till you've talked with us.

A. C. Raymer
Builders Hardware and Tools
1514 Farnam St.

JUDGE GORDON AND HIS DEFT

Defeated at Polls, He Will Hold Office Just the Same.

SAYS BERKA'S ELECTION IS ILLEGAL

Declares He Will Preside Over Police Court for Next Two Years and Nothing but Legislative Act Can Oust Him.

"We'll be sorry to lose you down here, Judge," said a police court attorney to Judge Gordon yesterday. "The old place won't seem the same after you are gone."

"Be comforted," exclaimed his honor, "He comforted. I'm still robust and vigorous and am feeling first rate. The sorrows of parting may be deferred for a couple of years yet at least. Judge Berka got more votes than I did, but I'm not beaten, and I shall continue to preside over the police court until they can show me that he has been legally elected."

"You see it is this way," continued the judge, "I met Berka on the street two weeks ago and told him there was no use of his running for the office. 'For that matter,' I said to him, 'there's no use of my running for it, as I was elected to the office in 1898, and the law says I shall hold it until my successor is duly elected and qualified.' Now, there has been no legal election of a police judge since that time, nor can there be a legal election of a police judge until the city charter providing for such election is amended and itself made legal. We have a court decision on that point. Judge Baker has decided that the present law providing for the election of a police judge is void, and the only way that this condition can be corrected is by an act of the legislature. It will be two years before I can be ousted from my office by that means."

Time for Appeal Past.

"But I thought City Attorney Connell appealed that decision to the state supreme court," observed a bystander.

"Not the decision so far as it pertained to the police judgeship," continued his honor. "It was the decision relating to the other city offices that was appealed, but there was nothing about the police judgeship in the appeal, and now it's too late to appeal it. The time for appeal has expired. There's no power on earth can get me out of office now save an act of the legislature amending the city charter."

That's what I mean when I say there's really no use of my running for the office again. If I had been elected my election would not have been legal. I have been elected twice before under the present city charter, but my election wasn't legal; I simply ran to show my good faith, as it might seem presumptuous to some people for me to hold the office without it.

"It's too bad Berka can't have his office after having made such a hard race for it, but it's the law, and we can't get around it. I told him he was foolish to allow his name to be used."

Judge Gordon held court as usual yesterday morning, discharging all prisoners save one.

NINE FIRMS ARE SWINDLED

Two More Business Houses Added to the List of C. Cramer's Victims.

Reparations of new victims of C. Cramer, the alleged forger, are still being received by the police. Since the last published yesterday two more complaints have come in, one from the Boston store, which took a worthless check for \$10, and one from the People's store, which was swindled for a like sum. This makes a total list of nine victims and brings the aggregate of Cramer's depredations up to \$260.

The exploits of Cramer recall those of Stanley, alias Allen, who operated in Omaha six weeks ago, and who now awaits trial in Kansas City. He swindled Omaha firms to the extent of \$265, as follows: Paxton hotel, \$50; Drescher Tailoring company, \$35; Rochester Shoe company, \$35; Continental Clothing company, \$30; and the Nebraska Clothing company, \$35. In Kansas City, however, he fared even better, making way with a grand total of \$700. Stanley was arrested about two weeks ago in San Francisco.

The police have heard nothing of Cramer since he went away, though they have sent his description to all the important cities in the United States.

We're Captured 'em Again—

We always do when it comes to shoes—There are several reasons why Drexel L. Shoeman's misses' shoes are so popular—Our selection of styles—our ability to fit them properly—the wearing quality—and the fact that ours is the largest misses' and children's department in the entire west—Have you tried the new genuine welt in box calf and vic kid—sizes 5 to 8—at \$1.50 8 to 11 at \$1.75—11½ to 2 at \$2.25—and the same in women's sizes—2½ to 6—with spring heels—at \$3.00—An air-ship with each pair of misses' and children's shoes.

Drexel Shoe Co.
Omaha's Up-to-date Shoe House.
1410 FARNAM STREET.
New Fall Catalogue Now Ready.

An Age of Progression—

Is this—Constant application of thought and mechanical skill have wrought wonders in all branches of industries—in no department of manufacturing are these improvements more noticeable than in piano construction—Keen competition between the different factories has resulted in producing superior instruments—Hospe, always abreast with the times, has by careful buying selected for his customers this fall many of very first rank instruments—You will find in his piano parlors such renowned makes as "Knabe," "Kranich & Bach," "Kimball," "Hallet & Davis," and a dozen others—all in their new styles and dress—Don't fail to see them.

A. HOSPE,
Music and Art. 1513-1515 Douglas.

Adjustable Bed-Side Table

The most useful article ever invented for the comfort of an invalid. The leaf can be raised and lowered, extended and fastened at any angle.

THE H. J. PENFOLD CO.
Medical and Surgical Supplies
1408 Farnam Street, Omaha.

